

AMENDED IN ASSEMBLY APRIL 5, 2010

CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

ASSEMBLY BILL

No. 2316

Introduced by Assembly Member Eng

February 19, 2010

An act to add Section ~~14528.4~~ 14528.9 to the Government Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

AB 2316, as amended, Eng. Local ~~alternative~~ State Highway Route 710: alternative transportation improvement program.

Existing law generally provides that a city or county acting jointly with the transportation planning agency having jurisdiction may adopt a resolution requesting the rescission of a state highway route location within the city or county, and submit an alternative state highway project proposal. Existing law provides that the route location shall be rescinded if the California Transportation Commission concurs in the resolution, and in that case provides for the Department of Transportation to proceed with the sale of excess properties that were acquired for the rescinded route location. However, in the case of a city or county under the jurisdiction of a county transportation commission in those counties subject to the County Transportation Commission Act, only the county transportation commission may adopt the resolution and submit an alternative state highway project proposal.

Existing law requires the California Transportation Commission to allocate the proceeds from the sale of properties from a rescinded state highway route location to fund the alternative state highway project if the project is approved by the commission. These funds are not subject to allocation pursuant to the north-south split and county shares

formulas otherwise generally applicable to state highway funds if the expenditure for an alternative project is within the same county as the rescinded route location.

This bill would require proceeds from the sale of the excess properties within a specified portion of the State Highway Route 710 corridor, less any reimbursements due to the federal government and all costs incurred in the sale of those properties, to be allocated by the commission to fund a transportation improvement program approved by the Los Angeles County Metropolitan Transportation Authority. These funds would not be subject to allocation pursuant to the north-south split and county shares formulas.

~~Existing law authorizes a city or county in which planned transportation facilities were to be located on State Highway Routes 84 and 238 in Alameda County, acting jointly with the transportation planning agency, to develop and file with the California Transportation Commission a local alternative transportation improvement program that addresses transportation problems and opportunities. Existing law gives the commission final authority regarding the content and approval of that program and requires the commission to allocate revenues from the sales of excess properties, as specified, to fund the local alternative transportation improvement program.~~

~~This bill would enact similar provisions to authorize the cities or county in which planned state transportation facilities were to be located on State Highway Route 710 in Los Angeles County, acting jointly with the transportation planning agency, to develop and file with the commission, for its approval, a local alternative transportation improvement program that addresses transportation problems and opportunities. The bill would also require the proceeds from the sale of excess properties, as defined to be allocated by the commission to fund the local alternative transportation improvement program, with priority given projects in the local voter-approved transportation sales tax measure.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 14528.9 is added to the Government Code,
2 to read:

14528.9. *All proceeds from the sale of the excess properties within the State Highway Route 710 corridor, less any reimbursements due to the federal government and all costs incurred in the sale of those properties, shall be allocated by the commission to fund a transportation improvement program approved by the Los Angeles County Metropolitan Transportation Authority and shall not be subject to Sections 188 and 188.8 of the Streets and Highways Code. This section applies only to the portion of State Highway Route 710 located to the north of State Highway Route 10 in the Cities of Los Angeles, Pasadena, South Pasadena, and Alhambra within the County of Los Angeles.*

SECTION 1. ~~Section 14528.4 is added to the Government Code, to read:~~

~~14528.4. (a) To resolve local transportation problems resulting from the infeasibility of planned state transportation facilities on State Highway Route 710 located to the north of State Highway Route 10 in the Cities of Los Angeles, Pasadena, South Pasadena, and Alhambra within the County of Los Angeles, the cities or county in which the planned facilities were to be located, acting jointly with the transportation planning agency having jurisdiction over the city or county, may develop and file with the commission a local alternative transportation improvement program that addresses transportation problems and opportunities in the cities and county that were to be served by the planned facilities. Priorities for funding in the local alternative transportation improvement program shall go to projects in the local voter-approved transportation sales tax measure.~~

~~(b) The commission shall have the final authority regarding the content and approval of the local alternative transportation improvement program.~~

~~(c) All proceeds from the sale of the excess properties, less any reimbursements due to the federal government and all costs incurred in the sale of those excess properties, shall be allocated by the commission to fund the approved local alternative transportation improvement program and shall not be subject to Sections 188 and 188.8 of the Streets and Highways Code.~~

~~(d) "Excess properties" means those properties acquired to construct a new surface alignment for a freeway in the Cities of Los Angeles, Pasadena, South Pasadena and Alhambra in the~~

- 1 County of Los Angeles, which project is no longer planned to be
- 2 constructed.

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